

FORM PTO-1390 (Modified) U.S. PATENT AND TRADEMARK OFFICE; U.S. DEPARTMENT OF COMMERCE
(REV. 12-2004)

ATTORNEY'S DOCKET NUMBER

050678-US

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

10/524605

PRIORITY DATE CLAIMED

13 August 2003TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A SUBMISSION UNDER 35 U.S.C. 371INTERNATIONAL APPLICATION NO.
PCT/DE2003/002688INTERNATIONAL FILING DATE
9 August 2003

TITLE OF INVENTION

Method for the Production of Virus-Analog Particles for Packing Biologically Active Macromolecule by in-vitro Assembly of Capsomers to which the Macromolecules are Bound

APPLICANT(S) FOR DO/EO/US

Rudolph et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). **NOT EXECUTED**
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).
11. ☐ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☒ A copy of the International Search Report (PCT/ISA/210).

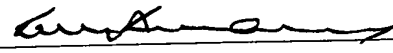
Items 13 to 23 below concern document(s) or information included:

13. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☐ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A power of attorney and/or change of address letter.
19. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
20. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
21. ☐ A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).
22. ☒ Express Mail Label No. **ED 223897578 US**
23. ☒ Other items or information:

Letter;

Post Card Receipt

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO (if known, see 37 CFR 1.5) 10/524605		INTERNATIONAL APPLICATION NO. PCT/DE2003/002688		ATTORNEY'S DOCKET NUMBER 050678-US	
24. The following fees are submitted:				Applicant use	Office use
<input checked="" type="checkbox"/> a) Basic national fee \$300.00				\$ 300.00	
<input type="checkbox"/> b) Examination fee \$200.00				\$ 0.00	
<input type="checkbox"/> c) Search fee \$500.00				\$ 0.00	
TOTAL OF ABOVE CALCULATIONS = \$1000.00				\$ 300.00	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole)	RATE		
- 100 =	/50 =		x \$250.00	\$ 0.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)).				\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	5 - 20 =	0	x \$50.00	\$ 0.00	
Independent claims	1 - 3 =	0	x \$200.00	\$ 0.00	
MULTIPLE DEPENDENT CLAIMS (if applicable) <input type="checkbox"/> + \$360.00				\$ 0.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 300.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$ 0.00	
SUBTOTAL =				\$ 300.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$ 0.00	
TOTAL NATIONAL FEE =				\$ 300.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property +				\$ 0.00	
TOTAL FEES ENCLOSED =				\$ 300.00	
Amount to be refunded:				\$	
Amount to be charged:				\$	
<p>a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>300.00</u> to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees. A duplicate copy of this sheet is _____</p> <p>c. <input type="checkbox"/> The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. _____. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>					
<p>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.</p>					
SEND ALL CORRESPONDENCE TO:			 SIGNATURE Karl Hormann NAME 26,470 REGISTRATION NUMBER		
Law Offices of Karl Hormann P.O. Box 381516 Cambridge MA 02238-1516 Tel.: 617-491-8867					

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

International Application No.: PCT/DE2003/002688
International Filing Date: 9 August 2003
Convention Priority Claimed: 13 August 2002
By: Rudolph et al.
For: Method of Producing Virus-Analog Particles...

P.O. Box 381516
Cambridge MA 02238-1516
14 February 2005

Hon.
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Mail Stop PCT

Sir:

Enclosed herewith is a request to commence the U.S. National Phase of the above-captioned International Application and the undersigned attorney's check for the requisite national fee of \$300.00. By telephone call today to the PCT Help Desk it was learnt that neither the Examination Fee nor the Search Fee need be paid at this time to secure a U.S. Application Number and Date.

An English translation of the International Application as filed will be submitted upon request, at which time a preliminary amendment will also be filed in order formally to eliminate the multiple dependencies of current German-language claims 3, 4 and 5.

A duly executed declaration and power of attorney as well as an

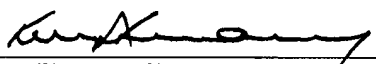
assignment of the invention to the Martin-Luther-Universität of Halle, Germany,
will also be filed in due course.

Respectfully submitted,



Karl Hormann
Registration No.: 26,470

Area Code 617-491-8867

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)			Docket No. 050678-US	
Applicant(s): RUDOLPH et al.				
Application No.	Filing Date	Examiner	Customer No. 30234	Group Art Unit
Invention: Method of Producing Virus-Analog Particles for Packing Biologically Active Macromolecules in vitro Assembly of Capsomers to which the Macromolecules are Bound				
<p>I hereby certify that the following correspondence:</p> <div style="border: 1px solid black; padding: 10px; margin: 10px 0;"><p>an Application to Commence the U.S. National Phase of PCT/DE2003/002688</p></div> <p style="text-align: center;"><i>(Identify type of correspondence)</i></p> <p>is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on</p> <p style="text-align: center;"><u>14 February 2005</u> <i>(Date)</i></p> <div style="text-align: right; margin-top: 20px;"><p><u>Karl Hormann</u> <i>(Typed or Printed Name of Person Mailing Correspondence)</i></p><p> <i>(Signature of Person Mailing Correspondence)</i></p><p><u>ED 223897578 US</u> <i>("Express Mail" Mailing Label Number)</i></p></div>				
<p>Note: Each paper must have its own certificate of mailing.</p>				